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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/805,888	03/22/2004	Robert William Winter	51432/RRT/A784	2212
79456	7590	11/12/2008		
Robert W. Winter				
1091 Lakeview Terrace				
Azusa, CA 91702				
EXAMINER				
MYINT, DENNIS Y				
ART UNIT		PAPER NUMBER		
2162				
MAIL DATE		DELIVERY MODE		
11/12/2008		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10805888	3/22/2004	WINTER, ROBERT WILLIAM	51432/RRT/A784

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ART UNIT	PAPER
2162	20081103

DATE MAILED:

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Commissioner for Patents

With respect to Examiner's Answer for Application 10/805,888, there appears to be an error in the section 8, "Evidence Relied Upon". Section 8 has been replaced with the following:

(8) Evidence Relied Upon

2003/0009448	Covington	1-2003
2003/0043144	Pundarika	3-2003
2004/0010518	Montemer	1-2004
7072846	Robinson	7-2006
2004/0193480	Pinsonnault	9-2004
2002/0038430	Edwards	3-2002
2002/0152087	Gonzales	10-2002
2002/0194049	Boyd	12-2002

Appellant submitted an article written and published on the Web by the Appellant in July 2004, which is titled "BREAKING THROUGH WALLS: Realizing the Internet's Potential - From Politics to the Arts". Said article is NOT permitted in the brief. MPEP 1205.02[R3] states "(ix) Evidence appendix: An appendix containing copies of any evidence submitted pursuant to 37 CFR 1.130, 1.131, or 1.132 or any of other evidence entered by the examiner and relied upon by appellant in the appeal, along with a statement setting forth where in the record that evidence was entered in the record by the examiner. Reference to unentered evidence is "not permitted" in the brief.

It is noted that the date of publication of above-cited article by the Appellant is July 2004, which is after the effective filing date of the application which is March 27, 2003.

/John Breene/
Supervisory Patent Examiner, Art Unit 2162

/Dennis Myint/
Examiner, Art Unit 2162